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Attorney Docket No. P66641US2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of ISHIGURO et al.

Application No. 09/178,594

Art Unit 1624

Filed October 26, 1998

Examiner Mark L. Berch

For PROCESS FOR SYNTHESIZING 4-SUBSTITUTED AZETIDINONE DERIVATIVES

SUBSTANCE OF THE INTERVIEW

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

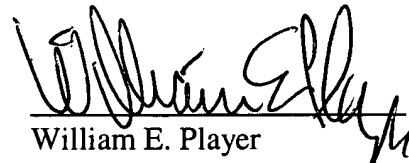
On 4 June 2004 an interview was conducted at the U.S. Patent and Trademark Office. Attending the interview were Primary Examiner Mark L. Berch, and attorney of record William E. Player.

The interview consisted of a discussion concerning the rejection of record under 35 USC 112, first paragraph. The specification was reviewed in detail in order to show support for subject matter found in the present claims. Specifically, support was shown in connection with the recited "carboxyl" being one of the alternative "substituents on X and Y" and, additionally, support was shown for the recited ester and thioester groups recited as alternative "substituents on X and Y." The Examiner agreed that the foregoing substituents on "X and Y" found support in the specification, except when either of "X and Y" is "acyl." Accordingly, the Examiner agreed that amending the claims to include a proviso (i.e., negative limitation) commensurate with the foregoing exception would overcome the rejection of record under 35 USC 112, first paragraph.

Respectfully submitted,

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By


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